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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

POW NEVADA, LLC,

Plaintiff,

v.

DOE 2, et al.,

Defendants.

Case No. C17-1649 RSM

ORDER TO SHOW CAUSE

On November 27, 2017, the Court directed Plaintiff to show cause in writing why joinder in this case was proper. Dkt. #8. The Court resolved the outstanding Order to Show Cause, and Plaintiff has now refiled its Motion for Extension of Initial Scheduling Dates (Dkt. #16), *Ex Parte* Motion for Expedited Discovery¹ (Dkt. #17), and Motion to Extend Time to Serve the Complaint (Dkt. #18). In support of its newly filed *Ex Parte* Motion for Expedited Discovery, Plaintiff relies on the declaration of Daniel Arheidt. *See* Dkts. #17 at 4 and #5. However, it has come to the Court's attention that Mr. Arheidt, a consultant for the German company MaverickEye UG, may

¹ Notwithstanding the Court's denial of Plaintiff's request to obtain the identities of Does 2–12 prior to severance, Plaintiff's newly filed Motion for Expedited Discovery continues to seek the identities of multiple Doe Defendants. *See* Dkts. #15 at 7 n.3 and #17. In light of the Court's Order Severing Doe Defendants and Dismissing Claims (Dkt. #15), the scope of Plaintiff's Motion for Expedited Discovery (Dkt. #17) is construed as limited to obtaining the identity of Doe Defendant 1 (IP address 24.18.29.70).

1 not be licenced to conduct private investigative work in Washington State. *See, e.g., Venice PI,*
2 *LLC v. Doe I*, Case No. C17-0988 TSZ, Dkt. No. 32 at 2–3. The Court has also become aware
3 that Mr. Arhedit, along with a series of other German declarants (Darren M. Griffin, Daniel Macek,
4 Daniel Susac, Tobias Fieser, and Michael Patzer), may be fictitious or an alias. *Id.* at 3 n.2. Given
5 these concerns, and having reviewed the record in this and related cases, the Court hereby
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7 ORDERS that within **fourteen (14) days** of this Order Plaintiff shall:

- 8 1. Produce proof of Mr. Arheidt's existence;
- 9 2. Explain to the Court, in writing, Mr. Arheidt's relationship to the following
10 declarants: Darren M. Griffin, Daniel Macek, Daniel Susac, Tobias Fieser, and
11 Michael Patzer; and
- 12 3. Explain to the Court, in writing, whether Mr. Arheidt and MaverickEye are licensed
13 to conduct private investigative work in the state of Washington, and whether they
14 were licensed to conduct such investigative work during the period in question in
15 this matter.

16 Plaintiff will not be permitted to rely on Mr. Arheidt's declarations, or underlying
17 data contained therein, until this Order to Show Cause is resolved. The Clerk of the Court
18 is directed to renote Plaintiff's outstanding motions (Dkts. #16, #17, and #18) to February
19 16, 2018.

20 Dated this 2nd day of February, 2018.

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23 RICARDO S. MARTINEZ
24 CHIEF UNITED STATES DISTRICT JUDGE
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